

State of Arizona
House of Representatives
Forty-fifth Legislature
Second Regular Session
2002

CHAPTER 295

HOUSE BILL 2465

AN ACT

REPEALING SECTION 15-704, ARIZONA REVISED STATUTES; AMENDING TITLE 15, CHAPTER 7, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING A NEW SECTION 15-704; REPEALING SECTIONS 15-707, 15-707.01 AND 15-718, ARIZONA REVISED STATUTES; AMENDING SECTION 15-746, ARIZONA REVISED STATUTES; AMENDING LAWS 1998, CHAPTER 231, SECTION 5; RELATING TO SCHOOL CURRICULUM.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Repeal

3 Section 15-704, Arizona Revised Statutes, is repealed.

4 Sec. 2. Title 15, chapter 7, article 1, Arizona Revised Statutes, is
5 amended by adding a new section 15-704, to read:

6 15-704. Reading proficiency; definitions

7 A. EACH SCHOOL DISTRICT OR CHARTER SCHOOL THAT PROVIDES INSTRUCTION
8 IN KINDERGARTEN PROGRAMS AND GRADES ONE THROUGH THREE SHALL SELECT AND
9 ADMINISTER SCREENING, ONGOING DIAGNOSTIC AND CLASSROOM BASED INSTRUCTIONAL
10 READING ASSESSMENTS, INCLUDING A MOTIVATIONAL ASSESSMENT, AS DEFINED BY THE
11 STATE BOARD OF EDUCATION, TO MONITOR STUDENT PROGRESS. EACH SCHOOL SHALL USE
12 THE DIAGNOSTIC INFORMATION TO PLAN APPROPRIATE AND EFFECTIVE INTERVENTION.

13 B. EACH SCHOOL DISTRICT OR CHARTER SCHOOL THAT PROVIDES INSTRUCTION
14 FOR PUPILS IN KINDERGARTEN PROGRAMS AND GRADES ONE THROUGH THREE SHALL
15 CONDUCT A CURRICULUM EVALUATION AND ADOPT A SCIENTIFICALLY BASED READING
16 CURRICULUM THAT INCLUDES THE ESSENTIAL COMPONENTS OF READING
17 INSTRUCTION. ALL SCHOOL DISTRICTS AND CHARTER SCHOOLS THAT OFFER INSTRUCTION
18 IN KINDERGARTEN PROGRAMS AND GRADES ONE THROUGH THREE SHALL PROVIDE ONGOING
19 TEACHER TRAINING BASED ON SCIENTIFICALLY BASED READING RESEARCH.

20 C. EACH SCHOOL DISTRICT OR CHARTER SCHOOL THAT PROVIDES INSTRUCTION
21 IN KINDERGARTEN PROGRAMS AND GRADES ONE THROUGH THREE SHALL DEVOTE REASONABLE
22 AMOUNTS OF TIME TO EXPLICIT INSTRUCTION AND INDEPENDENT READING IN GRADES ONE
23 THROUGH THREE.

24 D. A PUPIL IN GRADE THREE WHO DOES NOT MEET OR EXCEED THE READING
25 STANDARDS MEASURED BY THE ARIZONA INSTRUMENT TO MEASURE STANDARDS TEST
26 ADMINISTERED PURSUANT TO SECTION 15-741 SHALL BE PROVIDED INTENSIVE READING
27 INSTRUCTION AS DEFINED BY THE STATE BOARD OF EDUCATION UNTIL THE PUPIL MEETS
28 THESE STANDARDS.

29 E. THE GOVERNING BOARD OF EACH SCHOOL DISTRICT AND THE GOVERNING BODY
30 OF EACH CHARTER SCHOOL SHALL DETERMINE THE PERCENTAGE OF PUPILS AT EACH
31 SCHOOL IN GRADE THREE WHO DO NOT MEET THE READING STANDARDS PRESCRIBED BY THE
32 STATE BOARD OF EDUCATION AND MEASURED BY THE ARIZONA INSTRUMENT TO MEASURE
33 STANDARDS TEST ADMINISTERED PURSUANT TO SECTION 15-741. IF MORE THAN TWENTY
34 PER CENT OF STUDENTS IN GRADE THREE AT EITHER THE INDIVIDUAL SCHOOL LEVEL OR
35 AT THE SCHOOL DISTRICT LEVEL DO NOT MEET THE STANDARDS, THE GOVERNING BOARD
36 OR GOVERNING BODY SHALL CONDUCT A REVIEW OF ITS READING PROGRAM THAT INCLUDES
37 CURRICULUM AND PROFESSIONAL DEVELOPMENT IN LIGHT OF CURRENT, SCIENTIFICALLY
38 BASED READING RESEARCH.

39 F. BASED ON THE REVIEW REQUIRED IN SUBSECTION E OF THIS SECTION, THE
40 GOVERNING BOARD OR GOVERNING BODY AND THE SCHOOL PRINCIPAL OF EACH SCHOOL
41 THAT DOES NOT MEET THE READING STANDARDS, IN CONJUNCTION WITH SCHOOL COUNCIL
42 MEMBERS, IF APPLICABLE, SHALL DEVELOP METHODS OF BEST PRACTICES FOR TEACHING
43 READING BASED ON ESSENTIAL COMPONENTS OF READING INSTRUCTION AND SUPPORTED
44 BY SCIENTIFICALLY BASED READING RESEARCH. THESE METHODS SHALL BE ADOPTED AT
45 A PUBLIC MEETING AND SHALL BE IMPLEMENTED THE FOLLOWING ACADEMIC YEAR.

1 G. SUBSECTIONS E AND F OF THIS SECTION SHALL BE COORDINATED WITH
2 EFFORTS TO DEVELOP AND IMPLEMENT AN IMPROVEMENT PLAN IF REQUIRED PURSUANT TO
3 SECTION 15-241.

4 H. FOR THE PURPOSES OF THIS SECTION:

5 1. "ESSENTIAL COMPONENTS OF READING INSTRUCTION" MEANS EXPLICIT AND
6 SYSTEMATIC INSTRUCTION IN THE FOLLOWING:

7 (a) PHONEMIC AWARENESS.

8 (b) PHONICS.

9 (c) VOCABULARY DEVELOPMENT.

10 (d) READING FLUENCY.

11 (e) READING COMPREHENSION.

12 2. "READING" MEANS A COMPLEX SYSTEM OF DERIVING MEANING FROM PRINT
13 THAT REQUIRES ALL OF THE FOLLOWING:

14 (a) THE SKILLS AND KNOWLEDGE TO UNDERSTAND HOW PHONEMES OR SPEECH
15 SOUNDS ARE CONNECTED TO PRINT.

16 (b) THE ABILITY TO DECODE UNFAMILIAR WORDS.

17 (c) THE ABILITY TO READ FLUENTLY.

18 (d) SUFFICIENT BACKGROUND INFORMATION AND VOCABULARY TO FOSTER READING
19 COMPREHENSION.

20 (e) THE DEVELOPMENT OF APPROPRIATE ACTIVE STRATEGIES TO CONSTRUCT
21 MEANING FROM PRINT.

22 (f) THE DEVELOPMENT AND MAINTENANCE OF A MOTIVATION TO READ.

23 3. "SCIENTIFICALLY BASED READING RESEARCH" MEANS RESEARCH THAT MEETS
24 ALL OF THE FOLLOWING:

25 (a) APPLIES RIGOROUS, SYSTEMATIC AND OBJECTIVE PROCEDURES TO OBTAIN
26 VALID KNOWLEDGE RELEVANT TO READING DEVELOPMENT, READING INSTRUCTION AND
27 READING DIFFICULTIES.

28 (b) EMPLOYS SYSTEMATIC EMPIRICAL METHODS THAT DRAW ON OBSERVATION OR
29 EXPERIMENT.

30 (c) INVOLVES RIGOROUS DATA ANALYSES THAT ARE ADEQUATE TO TEST THE
31 STATED HYPOTHESES AND JUSTIFY THE GENERAL CONCLUSIONS DRAWN.

32 (d) RELIES ON MEASUREMENTS OR OBSERVATIONAL METHODS THAT PROVIDE VALID
33 DATA ACROSS EVALUATORS AND OBSERVERS AND ACROSS MULTIPLE MEASUREMENTS AND
34 OBSERVATIONS.

35 (e) HAS BEEN ACCEPTED BY A PEER-REVIEWED JOURNAL OR APPROVED BY A
36 PANEL OF INDEPENDENT EXPERTS THROUGH A COMPARABLY RIGOROUS, OBJECTIVE AND
37 SCIENTIFIC REVIEW.

38 (f) CONTAINS ALL OF THE ELEMENTS OF THE ESSENTIAL COMPONENTS OF
39 READING INSTRUCTION.

40 Sec. 3. Repeal

41 Sections 15-707, 15-707.01 and 15-718, Arizona Revised Statutes, are
42 repealed.

1 Sec. 4. Section 15-746, Arizona Revised Statutes, is amended to read:
2 15-746. School report cards

3 A. Each school shall distribute an annual report card that contains
4 at least the following information:

5 1. A description of the school's regular, magnet and special
6 instructional programs.

7 2. A description of the current academic goals of the school.

8 3. A summary of the results achieved by pupils enrolled at the school
9 during the prior three school years as measured by the Arizona instrument to
10 measure standards test and the nationally standardized norm-referenced
11 achievement test as designated by the state board and as reported in the
12 annual report prescribed by section 15-743, a summary of the pupil progress
13 on an ongoing and annual basis, showing the trends in gain or loss in pupil
14 achievement over time in reading, language arts and mathematics for all years
15 in which pupils are enrolled in the school district for an entire school year
16 and for which this information is available and a summary of the pupil
17 progress for pupils not enrolled in a district for an entire school year.

18 4. The school's current expenditures per pupil for classroom supplies,
19 classroom instruction excluding classroom supplies, administration, support
20 services-students, and all other support services and operations. The
21 current expenditures per pupil by school shall include allocation of the
22 district-wide expenditures to each school, as provided by the district. The
23 report shall include a comparison of the school to the state amount for a
24 similar type of district as calculated in section 15-255. The method of
25 calculating these per pupil amounts and the allocation of expenditures shall
26 be as prescribed in the uniform system of financial records.

27 5. The attendance rate of pupils enrolled at the school as reflected
28 in the school's average daily membership as defined in section 15-901.

29 6. The number of incidents that occurred on the school grounds and
30 that required the intervention of local, state or federal law enforcement.

31 7. The percentage of pupils who have either graduated to the next
32 grade level or graduated from high school.

33 8. A description of the social services available at the school site.

34 9. The school calendar including the length of the school day and
35 hours of operations.

36 10. The total number of pupils enrolled at the school during the
37 previous school year.

38 11. The transportation services available.

39 12. Beginning in the 2000-2001 school year and until July 1, 2006, the
40 reading instruction programs used by the school for kindergarten programs and
41 grades one, two and three, pursuant to section ~~15-718, subsection A~~
42 ~~15-704~~. The report card shall include a district comparison of test scores
43 among the different programs of reading instruction and shall identify the
44 program of reading instruction used in each classroom.

1 13. A description of the responsibilities of parents of children
2 enrolled at the school.

3 14. A description of the responsibilities of the school to the parents
4 of the children enrolled at the school including dates the report cards are
5 delivered to the home.

6 15. A description of the composition and duties of the school council
7 as prescribed in section 15-351 if such a school council exists.

8 16. For the most recent year available, the average current expenditure
9 per pupil for administrative functions compared to the predicted average
10 current expenditure per pupil for administrative functions according to an
11 analysis of administrative cost data by the joint legislative budget
12 committee staff.

13 17. If the school provides instruction to pupils in kindergarten
14 programs and grades one through three, the ratio of pupils to teachers in
15 each classroom where instruction is provided in kindergarten programs and
16 grades one through three.

17 18. The average class size per grade level for all grade levels,
18 kindergarten PROGRAMS AND GRADES ONE through grade eight. For the purposes
19 of this paragraph, "average class size" means the weighted average of each
20 class.

21 B. The department of education shall develop a standardized report
22 card format that meets the requirements of subsection A of this section. The
23 department shall modify the standardized report card as necessary on an
24 annual basis. The department shall distribute to each school in this state
25 a copy of the standardized report card that includes the required test scores
26 for each school. Additional copies of the standardized report card shall be
27 available on request.

28 C. After each school has completed the report card distributed to it
29 by the department of education, the school, in addition to distributing the
30 report card as prescribed in subsection A of this section, shall send a copy
31 of the report card to the department. The department shall prepare an annual
32 report that contains the report card from each school in this state.

33 D. The school shall distribute report cards to parents of pupils
34 enrolled at the school, no later than the last day of school of each fiscal
35 year, and shall present a summary of the contents of the report cards at an
36 annual public meeting held at the school. The school shall give notice at
37 least two weeks before the public meeting that clearly states the purposes,
38 time and place of the meeting.

39 Sec. 5. Laws 1998, chapter 231, section 5 is amended to read:

40 Sec. 5. Appropriation; purpose

41 A. The sum of \$1,000,000 is appropriated from the state general fund
42 to the state board of education in fiscal year 1998-1999 2002-2003 to assist
43 school districts in the initial training and continued development of
44 teachers in ~~research-based systematic phonics instruction~~ ON READING
45 INSTRUCTION AND SCIENTIFICALLY BASED READING RESEARCH PURSUANT TO SECTION

1 15-704, ARIZONA REVISED STATUTES. The state board of education shall deposit
2 the monies appropriated pursuant to this subsection in a separate account
3 designated as the research based ~~systematic phonics~~ READING instruction AND
4 READING INSTRUCTION training fund.

5 B. Of the appropriation adopted pursuant to subsection A of this
6 section, the sum of \$25,000 is appropriated to the state board of education
7 for the development of the Arizona curriculum for reading success.

8 C. The appropriation made in subsection A of this section is exempt
9 from the provisions of section 35-190, Arizona Revised Statutes, until
10 July 1, 2001.

11 Sec. 6. State board of education; reading standards

12 The state board of education shall adopt reading standards that reflect
13 current scientifically based reading research and that include definitions
14 for "reading", "essential components of reading instruction" and
15 "scientifically based reading research" as those terms are defined in section
16 15-704, as added by this act.

APPROVED BY THE GOVERNOR MAY 22, 2002.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 23, 2002.

Passed the House April 1, 2002,

by the following vote: 49 Ayes,

0 Nays, 11 Not Voting

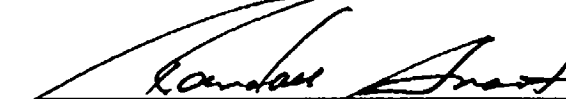

Speaker of the House



Chief Clerk of the House

Passed the Senate May 6, 2002,

by the following vote: 26 Ayes,

1 Nays, 3 Not Voting


President of the Senate

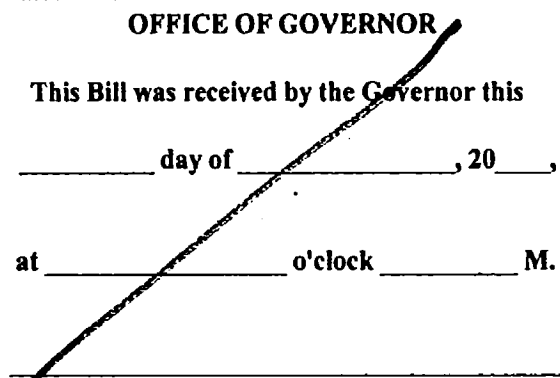

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

 day of , 20 ,

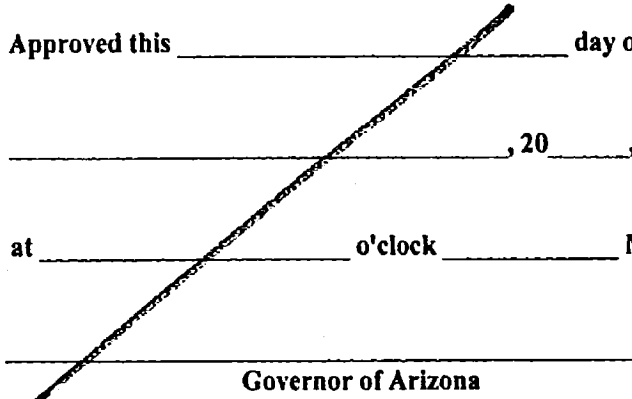
at o'clock M.


Secretary to the Governor

Approved this day of

 , 20 ,

at o'clock M.


Governor of Arizona

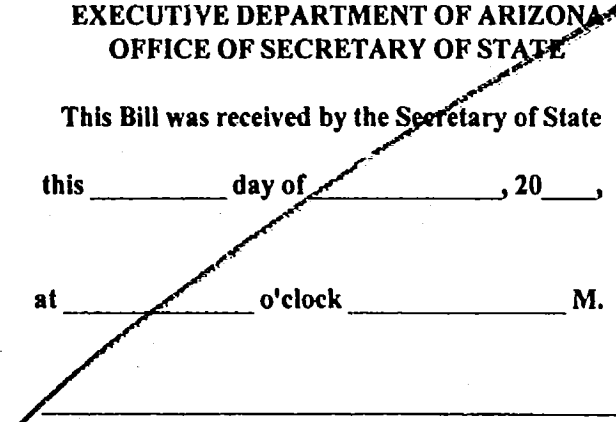
H.B. 2465

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this day of , 20 ,

at o'clock M.


Secretary of State

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

May 16, 2002,

by the following vote: 58 Ayes,

0 Nays, 2 Not Voting

[Signature]
Speaker of the House

Norman L. Moore
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

16 day of May, 2002,

at 3:00 o'clock P M.

[Signature]
Secretary to the Governor

Approved this 22 day of

May, 2002,

at 11:50 o'clock P M.

[Signature]
Governor of Arizona

H.B. 2465

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 23 day of May, 2002

at 3:23 o'clock P M.

[Signature]
Secretary of State